



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

77 WEST JACKSON BOULEVARD

CHICAGO, IL 60604-3590

JUN 23 2015

REPLY TO THE ATTENTION OF:

CERTIFIED MAIL 7001 0320 0006 1452 2553
RETURN RECEIPT REQUESTED

Mr. Mark Nester
R&D Manufacturing Manager
Solomon Colors, Incorporated
4050 Color Plant Road
Springfield, Illinois 62702

Re: Compliance Evaluation Inspection – Solomon Colors, Inc.
EPA I.D.: ILR 000 019 232

Dear Mr. Nester:

On May 28, 2014 a representative of the U.S. Environmental Protection Agency inspected Solomon Colors, Inc. ("SCI" or "you"), located at 4050 Color Plant Road, Springfield, Illinois. The purpose of the inspection was to evaluate SCI's compliance with hazardous waste, universal waste, and used oil requirements of the Resource Conservation and Recovery Act (RCRA), as amended. We have enclosed a copy of our inspection report for your reference.

Our inspection did not detect violations of the specific RCRA requirements evaluated, as described in the report. Please note that this evaluation is based on observations made by, and information disclosed to EPA, during the inspection.

However, it should be noted that at the time of EPA's inspection, SCI was storing universal waste lamps in the maintenance area. The boxes of used fluorescent light bulbs were not being stored properly, as described below.

1. Universal Waste Storage

Under Ill Admin. Code tit. 35 § 733.113(d)(1), a small quantity handler of universal waste must manage lamps in a manner that prevents releases of any universal waste or component of a universal waste to the environment. A small quantity handler of universal waste lamps must contain all lamps in containers or packages that are structurally sound, adequate to prevent breakage, and compatible with the contents of the lamps.

Such containers and packages must remain closed and must lack evidence of leakage, spillage, or damage that could cause leakage under reasonably foreseeable conditions.

SCI is a small quantity handler of universal waste because it accumulates less than 5,000 kilograms or more of universal waste at any time.

At the time of the inspection, SCI was storing used fluorescent light bulbs in containers that were not being kept in a closed position. In addition several fluorescent bulbs were not stored in any type of container or box.

2. Universal Waste Lamp Labeling

Under Ill Admin. Code tit. 35 § 733.114(e), a small quantity handler of universal waste must label or clearly mark each lamp or container or package in which such lamps are contained with any one of the following phrases: "Universal Waste-Lamps", "Waste Lamps" or Used Lamps".

At the time of the inspection, SCI's containers of lamps were not labeled with the phrase "Universal Waste-Lamps", "Waste Lamps" or Used Lamps".

3. Universal Waste Lamp date of Accumulation

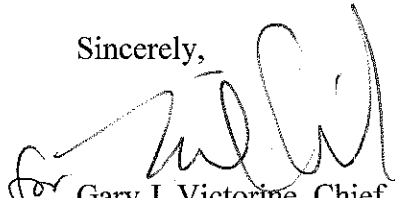
Under Ill Admin. Code tit. 35 § 733.115(a), a small quantity handler of universal waste may accumulate universal waste for no longer than one year from the date the universal waste is generated, or received from another handler. In addition, a small quantity handler of universal waste who accumulates universal waste must be able to demonstrate the length of time that the universal waste has been accumulated from the date it becomes a waste or is received.

At the time of the inspection, SCI was storing used lamps in containers with no accumulation start date. In addition, SCI was not documenting an accumulation start date, and could not identify how long the lamps had been stored

According to Section 3008(a) of RCRA, EPA may issue an order assessing a civil penalty for any past or current violation, requiring compliance immediately or within a specified time period, or both. Although this letter is not such an order or a request for information under Section 3007 of RCRA, 42 U.S.C. § 6927, we request that you submit a response in writing to us no later than 30 days after receipt of this letter documenting the actions, if any, which you have taken since the inspection to establish compliance with the above requirements. You should submit your response to Spiros Bourgikos, U.S. EPA, Region 5, 77 West Jackson Boulevard, LR-8J, Chicago, Illinois 60604.

If you have any questions or concerns regarding this matter, please contact Mr. Spiros Bourgikos, of my staff, at (312) 886-6862 or at bourgikos.spiros@epa.gov.

Sincerely,



for Gary J. Victorine, Chief
RCRA Branch

Enclosure

cc: Todd Marvel, Illinois Environmental Protection Agency (todd.marvel@illinois.gov)